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REMARKS

This response is intended as a full and complete response to the non-final Office Action mailed August 29, 2005. In the Office Action, the Examiner notes that claims 1-22, 24-36 and 38-44 are pending of which claims 1-16 are withdrawn, claims 17-22, 24-30, 36 and 38-44 are rejected, and claims 31-35 are objected to. By this response, Applicant has canceled claims 17-22, and 24-29. The applicant has amended claims 31, 33-36, 38, 39 and 41. Claims 32 and 40-43 continue unamended.

In view of both the amendments presented above and the following discussion, Applicant submits that none of the claims now pending in the application are indefinite, anticipated or obvious under the respective provisions of 35 U.S.C. §§112, 102 and 103. Thus, Applicant believes that all of these claims are now in allowable form.

It is to be understood that Applicant, by amending the claims, does not acquiesce to the Examiner's characterizations of the art of record or to Applicant's subject matter recited in the pending claims. Further, Applicant is not acquiescing to the Examiner's statements as to the applicability of the art of record to the pending claims by filing the instant responsive amendments.

REJECTIONS**Rejection of Claims Under 35 U.S.C. §112**

The Examiner has rejected claims 17-22 and 24-29 under 35 U.S.C. §112, ¶2, as being Indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. In view of the cancellation of these claims, it is respectfully submitted that the Examiner's rejection is moot.

Rejection of Claims Under 35 U.S.C. §102**Claims 17-22 and 24-29 Under 35 U.S.C. §102(e)**

The Examiner has rejected claims 17-22 and 24-29 under 35 U.S.C. §102(e) as being anticipated by Taylor et al. U.S. Patent 6,298,071 (hereinafter "Taylor"). In view of the cancellation of these claims, it is respectfully submitted that the Examiner's rejection is moot.

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Claim 17 Under 35 U.S.C. §102(b)

The Examiner has rejected claim 17 under 35 U.S.C. §102(b) as being anticipated by Farber et al., "Robust H.263 compatible Video Transmission for Mobile Access To Video Servers," IEEE 1997 (hereinafter "Farber"). In view of the cancellation of this claim, it is respectfully submitted that the Examiner's rejection is moot.

Rejection of Claims Under 35 U.S.C. §103(a) Claims 30, 36, and 38-44

The Examiner has rejected claims 30, 36, and 38-44 under 35 U.S.C. §103(a) as being unpatentable over Taylor in view of Goode et al. U.S. Patent 6,166,730 (hereinafter "Goode"). Applicant respectfully traverses the rejection. However, to expedite the prosecution of this patent application, the applicant has amended various claims in conformance with the Examiner's indication of allowability. Therefore, it is respectfully submitted that the Examiner's rejection under 35 U.S.C. §103(a) is moot, and that 30, 36, and 38-44 are patentable.

ALLOWABLE SUBJECT MATTER

The Examiner has objected to claims 31-35 as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Applicant thanks the Examiner for indicating the allowable subject matter with respect to these claims.

The applicant has amended claims 31, 33 and 34 to include the subject matter in claim 30, from which each of these claims formerly depended. Therefore, it is respectfully submitted that claims 31, 33 and 34 are allowable.

Since claim 32 depends from claim 31 and recites additional limitations therefrom, it is respectfully submitted that claim 32 is also allowable. Moreover, since claims 35, 36, 38, 39 and 44 have been amended to depend from claim 31 and recite additional limitations therefrom, it is respectfully submitted that claims 35, 36, 38, 39 and 44 are also allowable. Finally, since claims 40-43 depend from claim 39 and recite additional limitations therefrom, it is respectfully submitted that claims 40-43 are also allowable.

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Therefore, Applicant respectfully requests that the objections and/or rejections of these claims be withdrawn.

CONCLUSION

Thus, Applicant submits that none of the claims, presently in the application, is indefinite, anticipated or obvious under the respective provisions of 35 U.S.C. §§112, 102 or 103. Consequently, Applicant believes that all these claims are in condition for allowance. Accordingly, both reconsideration of this application and its swift passage to issue are earnestly solicited.

If, however, the Examiner believes that there are any unresolved issues requiring adverse final action in any of the claims now pending in the application, it is requested that the Examiner telephone Eamon J. Wall at (732) 530-9404 so that appropriate arrangements can be made for resolving such issues as expeditiously as possible.

Respectfully submitted,

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